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PATENT Attorney Docket No. 101.0023-04000 Customer No. 22882

NOTICE OF APPEAL TO THE **BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of: Confirmation No.: 3041 Gary K. Michelson Serial No.: 08/354,450 Group Art Unit: 3764 Filed: December 12, 1994 Examiner: D. DeMille For: DEVICE FOR ARTHROSCOPIC MENISCAL REPAIR

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner.

The item(s) checked below are appropriate:

- 1. [] A Petition for extension of time to respond to the final rejection was filed on [Date] extending the period for response to [Date].
- 2. [X] A Petition for extension of time to further extend the period for response to September 19, 2004 is enclosed; the extension fee of \$475.00 (small entity) is to be charged to Deposit Account No. 50-1066.
- 3. [X] The Appeal Fee of \$165.00 (small entity) is to be charged to Deposit Account No. 50-1066.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 50-1066.

> Respectfully submitted. MARTIN & FERRARO, LLP

Dated: September 20, 2004

Amedeo E. Ferrafo Registration No. 37,129

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